

COPY

in 62-A

opinion

1954

June 3

Mr. Maurice Zing, Secretary,
Firemen's Retirement Board
230 Walnut Street
Manchester, New Hampshire

Dear Mr. Zing:

You have inquired by your letter of May 27, 1954, to General Wyman, whether a fireman who is retired under permanent disability is assured under R.L. c. 220, Firemen's Retirement System, of reinstatement to his former job in the event the disability should be removed at some time in the future. Please be advised that the Retirement Act makes no such provision. The act covers payment to a member of the System who becomes permanently disabled and provides by s. 16-a as inserted by c. 54, s. 5, Laws of 1947, that the allowance shall be discontinued in the event the recipient is again able to engage in fire duty.

Whether such a fireman would be entitled to be rehired as a matter of course would depend upon the personnel laws and regulations, if any, of the city, town or precinct by which he was formerly employed. If he is so rehired, said s. 16-a provides as to further participation in the System.

Very truly yours,

Richard C. Duncan
Assistant Attorney General

RCD:HF

NEW HAMPSHIRE LAW

SEP 28 1954

CONCURRED